



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
Michigan Occupational Safety & Health Administration
(MIOSHA)

ANDREW S. LEVIN
ACTING DIRECTOR

GENERAL INDUSTRY SAFETY STANDARDS COMMISSION MEETING

December 15, 2010 at 9:30 a.m.
General Office Building, 1st Floor, Room B
7150 Harris Drive, Lansing, Michigan

MINUTES

COMMISSIONERS PRESENT:

Jeffrey Radjewski International Brotherhood of Electrical Workers Local 58/Vice-Chairperson
Dwayne F. Betcher Herrick District Library
Elizabeth M. Koto City of St. Clair Shores
Jennifer Ewing AlcoTec Wire Corporation
Karl E. Heim International Association of Machinists
Thomas Pytlik Kelly Services
William L. Borch Ironworkers Local 25

COMMISSIONERS ABSENT:

AJ Hale Chairperson
Regina L. Meo Regina L. Meo, P.C., Attorney

DEPARTMENT PERSONNEL PRESENT:

Martha Yoder Deputy Director, MIOSHA
John Peck Director, Management & Technical Services Division
Daniel Dykstra Program Manager, Standards Section
Sundari Murthy Manager, General Industry Safety & Health Division
Marsha Parrott-Boyle .. Program Manager, CET Division Grant Administration
Dena Hendon Analyst, Standards Section

GUEST:

John Bavin Consumer Energy

MISSION STATEMENT

The mission of the General Industry Safety Standards Commission is to provide the leadership and vision necessary to ensure a safe work environment for the people of Michigan.
The Commission involves employees and employers in the development of safety standards as it endeavors to continually examine and improve those standards for purpose, clarity, applicability, enforceability, and cost effectiveness. Our vision is to be a recognized leader in safety for the work environment for the people of Michigan by incorporating the changing needs of new technologies and methods into our standards.

DELEG is an equal opportunity employer/program. Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.



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Agenda Item #1—Call to Order and Roll Call

The December 15, 2010 General Industry Safety Standards Commission meeting was called to order by Vice-Chairperson Radjewski. Roll call was taken and a quorum was present.

Agenda Item #2—Approval of Minutes from the September 15, 2010 Meeting

A motion was made by Vice-Chairperson Radjewski and was seconded by Commissioner Heim to approve the minutes of the September 15, 2010 Commission meeting. **MOTION CARRIED UNANIMOUSLY.**

Agenda Item #3—MIOSHA Update—Martha Yoder, MIOSHA Deputy Director

Ms. Yoder informed the Commissioners that 32 MIOSHA staff are retiring by the end of 2010. This is approximately 15% of staff and over 900 years of MIOSHA experience, which will be greatly missed. In Standards, Sharon Bradke retired in November after 21 years with State government and Christine Hundt after 32 years with MIOSHA, will leave at the end of December. John Peck received an extension and will retire in April with over 39 years of State service. MIOSHA is in the process of replacing several critical staff.

MIOSHA will be transitioning to the new governor and administration on January 1st, 2011. We are in the process of updating our Briefing Report to inform the new administration on MIOSHA activities. Per request of the commissioners, a copy of this report will be distributed at the next meeting.

Ms. Yoder stated that Federal OSHA is in the process of doing the State Occupational Safety and Health Plans Enhanced Federal Annual Monitoring and Evaluation (EFAME) Reports FY 2009. The final report is on their Website. <http://www.osha.gov/dcsp/osp/efame/index.html> The 18 Michigan findings were minor and duplicative. However MIOSHA is in the process of addressing each finding with an action plan to comply with OSHA.

During the discussion, John Peck volunteered to provide the Illness and Injury rates from five additional States with Michigan's for a comparison at the next meeting.

Ms. Yoder informed the Commissioners that MIOSHA has hosted three delegations from Korean safety and health professionals. In November, MIOSHA hosted a 12-person delegation from Korea's Occupational Safety and Health Agency (KOSHA).

The delegation met with MIOSHA representatives to learn how Michigan operates its program for workplace safety and health. They were extremely interested in learning about our enforcement procedures, citation and appeal process, and voluntary outreach programs. Prior to coming to Michigan, the KOSHA group had visited the federal OSHA program and was eager to gain a better understanding of how MIOSHA and OSHA work together to keep Michigan workers as safe as possible. The delegation was interested in the concept of federal-state cooperation.

Wind Turbines are a new industry for Michigan. MIOSHA staff have visited worksites and feel that all work activities are covered by a variety of MIOSHA standards. Vice-Chairperson Jeffrey Radjewski and Commissioner William Borch stated that their unions are training for this type of work.

Ms. Yoder stated that another new industry for Michigan is film and the safety of the actors. Specific request are being received regarding children hanging from trees and being outside in the winter without shoes or coats. Staff are checking into the Screen Actors Guild guidelines and California's rules in addition to MIOSHA's which requires that all employees shall be provided safe and healthful work environments free of recognized hazards.

Another new industry is advance battery manufacturing with new plants being built in Holland and Midland. One company requested MIOSHA staff travel to South Korea to ensure the safety of the equipment prior to purchasing.

OSHA is developing a national emphasis program for the agriculture industry due to the fatalities in this business. It is a very difficult group to get safety information to. MIOSHA's Consultation, Education, and Training Division are developing an alliance with Michigan Farm Bureau to increase training, awareness and worker safety for agriculture.

Agenda Item #4—Standards Section Update—Daniel Dykstra, Standards Program Manager

Mr. Dykstra informed the Commissioners that the following standards have been finalized since the last meeting:

- OH Part 315 Chromium (VI) in General Industry 09/13/10
- OH Part 604 Chromium (VI) in Construction 09/13/10
- CS Part 16 Power Transmission & Distribution 11/24/10
- CS Part 26 Steel Erection..... 12/21/10

Action on open General Industry Safety Standards is as follows:

- GI/OH Part 101 Ergonomics in General Industry is a new standard for ergonomics. The promulgation materials have been submitted to DELEG Policy and Legislative Affairs
- GI Part 33 Personal Protective Equipment regarding the use of latex gloves. The drafts and Regulatory Impact Statement have been submitted to Regulatory Affairs Office.
- GI Part 33 Personal Protective Equipment regarding updating and consistency. The advisory committee has been formed and the first meeting was in October, 2010.
- GI Part 74 Fire Fighting regarding updating. The second advisory committee meeting will be held this afternoon.
- GI Part 90 Confined Space Entry regarding one title being used for GI-90 and OH Part 490 Permit-Required Confined Spaces. The draft is being reviewed by the Legislative Service Bureau for language and legality.

In process of appointing members to these advisory committees later in this meeting.

- GI Part 17 Refuse Packer Units
- GI Part 19 Crawler, Locomotive and Truck Cranes
- GI Part 20 Underhung Cranes and Monorail Systems
- GI Part 62 Plastic Molding
- GI Part 74 Fire Fighting

**Agenda Item #5—General Industry Safety & Health Division Update—Sundari Murthy,
GI Safety & Health Manager**

Ms. Murthy stated that there have been 23 general industry fatalities thus far in 2010, five since the last meeting.

Ms. Murthy reported the status of the General Industry Safety & Health Division on their progress toward their Strategic and Performance Goals.

- 1.1 The agency is in the process of evaluating the rate of worker injuries in high hazard industries. According to the 2007, 2008 and 2009 data, Beverage & Tobacco Product Manufacturing and Nursing & Residential Care Facilities have had an increased percentage of incidents. This is being reviewed.
- 1.2 The goal was to decrease the number of fatalities in 2010, however to date it has increased by 9 incidents.
- 3.2A The goal has been exceeded in that 99% of complaints have been responded to within ten working days.
- 3.2B The goal has been met in that program-related fatalities and catastrophes are initiated within one working day.
- 3.2C The agency is working to meet the goal of decreasing the average number of calendar days from opening conference date to citation issuance date by ten percent.

The GISHD is in the process of hiring three safety officers and 2 safety supervisors. Just recently one health supervisor and one industrial hygienist specialist were hired and are in training.

Agenda Item #6—OSHA Update—Cynthia Hutchens-Smith, OSHA Lansing Area Director

Ms. Hutchens-Smith was unable to attend this meeting.

Agenda Item #7—Old Business

a. Advisory Committee Applications

i. GI Part 17 Refuse Packer Units

Applications presented for:

- Alfred Jimenez Jr..... Labor Representative
- James Horvath II Labor Representative
- Nate Krzysiak Management RepresentativeTABLED
- Paul Anderson..... Management Representative
- Joseph Neussendorfer Management Representative
- Roy Ruchomaki Management Representative
- Heather A. Kubiak Management Representative
- Clark Corey Technical Advisor

ii. **GI Part 19 Crawler, Locomotive and Truck Cranes**

Applications presented for:

- James Horvath II Labor Representative
- William Nelson Labor Representative
- Edward Tuczak..... Management Representative
- Jared Glover..... Management Representative
- Lawrence Kruth Management Representative
- Nate Krzysiak Management Representative

iii. **GI Part 20 Underhung Cranes and Monorail Systems**

Applications presented for:

- James Horvath II Labor Representative
- William Nelson Labor Representative
- Edward Tuczak..... Management Representative
- Larry Riddle Management Representative
- Jared Glover..... Management Representative
- Lawrence Kruth Management Representative
- Nate Krzysiak Management Representative

iv. **GI Part 62 Plastic Molding**

Applications presented for:

- Timothy Koury moved from Labor Representative to Technical Advisor
- James Horvath Labor Representative
- Jared Glover..... Management Representative

v. **GI Part 74 Fire Fighting**

Applications presented for:

- Eva Hatt..... moved from Labor Representative to Technical Advisor
- Richard Clark..... Labor Representative

Commissioner Borch made a motion to appoint, table, and change representation of applicants as noted above. Commissioner Pytlik seconded. **MOTION CARRIED UNANIMOUSLY.**

Agenda Item #8—New Business

a. 2011 CET Grant Announcement – Marsha Parrott-Boyle, Grant Program Manager

Ms. Marsha Parrott-Boyle reminded the Commissioners that about year ago she started her new job as Grant Program Manager.

MIOSHA awarded 22 CET Grants for Fiscal Year 2011 totaling \$1.05 million to promote workplace safety and health across the state and prevents injuries, illnesses, and fatalities.

The MIOSHA CET Grants are awarded on a competitive basis to nonprofit organizations who must then file quarterly activity and financial reports. MIOSHA regularly monitors each program. Most of the grants focus on the performance goals identified in the new FY 2009 – 2013 MIOSHA Strategic Plan, with a particular emphasis on hazard recognition and prevention for high-hazard industries. For many years the CET Grants have increased the awareness of safety in the workplace.

b. Election of Chairperson and Vice-Chairperson for 2011

A motion was made by Commissioner Pytlik and supported by Commissioner Ewing to nominate Jeffrey Radjewski as Chairperson of the Commission for 2011. **MOTION CARRIED UNANIMOUSLY.**

A motion was made by Commissioner Ewing and supported by Commissioner Borch to nominate Elizabeth Koto as Vice Chairperson of the Commission for 2011. **MOTION CARRIED UNANIMOUSLY.**

c. 2011 Meeting Schedule

Mr. Dykstra reminded the Commissioners of the meeting schedule for 2011. The dates had previously been e-mailed.

Agenda Item #9—Public Comment

None

Agenda Item #10—Next Meeting

Vice-Chairperson Radjewski reminded the Commissioners that the next meeting will be March 16, 2011 at the General Office Building in Conference Room B.

Agenda Item #11—Adjournment

A motion was made by Commissioner Borch and was seconded by Commissioner Heim that with no further business before the Commission, the meeting be adjourned. **MOTION CARRIED UNANIMOUSLY.**

Jeffrey Radjewski, Vice-Chairperson

Date